

**RSA-1562-2019****IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****RSA-1562-2019 (O & M)
Date of decision: 16.10.2024****GURMEET KAUR AND OTHERS**

...Appellants

Versus

SUKHWINDER KAUR

...Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT**Present:-** Mr. Vikas Kumar Gupta, Advocate,
for the appellants.Mr. Amit Singla, Advocate,
for the respondent.

RAJBIR SEHRAWAT, J. (Oral)

1. This is the regular second appeal filed by appellant-defendants No.1 to 3, seeking modification of the judgment and decree dated 28.11.2018 passed by the Additional District Judge, Kapurthala, vide which issue No.1-A has been decided against the appellants.

2. During pendency of the present appeal, the appellants have filed an application i.e. CM-2136-C-2024 under Order 23 Rule 3 read with Section 151 CPC; with an assertion that the matter has been amicably settled between the parties and the same be disposed of in terms of the compromise. The compromise filed alongwith CM-2136-C-2024 is taken on record as Annexure A-1.

3. Vide order dated 09.05.2024 passed by this Court, the matter was referred to the District Legal Services Authority, Kapurthala, through

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concerned District & Sessions Judge, to ascertain qua genuineness and voluntariness of the compromise, and for recording the statements of the parties.

4. In that regard, the report has been received from the Chief Judicial Magistrate-cum-Secretary, District Legal Services Authority, Kapurthala, wherein it has been reported that the compromise effected between the parties is voluntary and genuine.

5. Counsel for the respondent has not even disputed the factum of compromise even today.

6. In view of the above, the judgment and decree dated 28.11.2018 passed by the Additional District Judge, Kapurthala, are set aside. The appeal is disposed of in terms of compromise. The compromise (Annexure A-1) be made part of the decree.

7. Pending application, if any, shall stand disposed of.

16.10.2024

parveen kumar

**(RAJBIR SEHRAWAT)
JUDGE**

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/Nos